

Please type a plus sign (+) inside this box



# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

4068P009D

First Inventor

Busey, et al.

Title

An Automatic Call Distribution System Using Computer Network-Based Communication

Express Mail Label No.

EV336588745US

2264 U.S. PTO  
10/675180  
09/29/03

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

ADDRESS TO:

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 59]  
(preferred arrangement set forth below)
  - Descriptive title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 16]
5. Oath or Declaration (signed) [Total Pages 14]
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 C.F.R. § 1.63(d))  
(for continuation/divisional with Box 18 completed)
    - i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statements verifying identity of above copies

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 C.F.R. § 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☒ Preliminary Amendment ☒ Application Amended to Reflect Claim of Priority
14. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Other: Copy of postcard with certificate mailing label showing contents therein. Power of Attorney By Assignee and Rev. of Previous Powers(4 pages)

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of prior application No: 09/209,800  
Prior application Information: Examiner Tieu, B. Group/Art Unit: 2642

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 18. CORRESPONDENCE ADDRESS

☒ Customer Number

**08791**

or ☐ Correspondence address below

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Name (Print/Type)

Saina S. Shamilov

Registration No. (Attorney/Agent)

48,266

Signature

Date

09/29/03

# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 822.00

Complete if Known

Application Number  
Filing Date  
First Named Inventor Busey, et al.  
Examiner Name Tieu, B.  
Group/Art Unit 2642  
Attorney Docket No. 4068P009D

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None  
☐ Deposit Account

Deposit Account Number 02-2666

Deposit Account Name Blakely, Sokoloff, Taylor & Zafman LLP

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	750.00
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					750.00

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
24	20*	4	\$72.00
Independent Claims	3	0	\$0.00
Multiple Dependent			

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple Dependent claim, if not paid	
1204	84	2204	42	**Reissue independent claims over original patent	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					72.00

\*or number previously paid, if greater, For Reissues, see below

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
2053	130	2053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1404	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	2451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	2460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	1809	375	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type) Saina S. Shamilov Registration No. (Attorney/Agent) 48,266 Telephone (408) 720-8300  
Signature [Signature] Date 09/29/03

Based on PTO/SB/17 (08-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wlr) 08/11/2003.  
SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

EV336588745US

"Express Mail" mailing label number: EV336588745US

Date of Deposit: September 29, 2003

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P.O. Box 1450, Alexandria, Virginia 22313-1450

Carla Vignola

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)

(Date signed)

Application No.: \_\_\_\_\_ Filing Date: \_\_\_\_\_ BSTZ Docket #: 004068.P009D Atty/Sec: JHS/SSS/cv  
Date Mailed: 09/29/2003 Docket Due Date(s): \_\_\_\_\_ Client: AVAYA INC  
Title An Automatic Call Distribution System Using Computer Network-Based Communication  
Inventor(s) Busey et al  
*The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:*  
☒ Amendment: Preliminary (10 pgs)  
☐ Appeal Brief & two copies (   pgs)  
☒ Application: Divisional  
(59 pages w/ cover & abstract)  
☒ Application Amended to Reflect Claim of Priority  
☐ Assignment & Cover Sheet (   pgs)  
☐ Certificate of  
☐ Continued Prosecution Application (CPA)  
☒ Declaration & POA (14 pgs) (signed)  
☒ Drawings: 16 sheets, 22 figures  
☒ Express Mail No: EV336588745US  
☐ Extension of Time:     
☒ Fee Transmittal (original & copy)  
☒ Other Copy of postcard w/express mail label showing  
contents therein. POA by Assignee and Rev. of  
Previous Powers (4 pages).  
SV  
Assignee: Avaya Technology Corp.  
☒ Information Disclosure Statement & PTO/SB/08 (7 pgs)  
☐ Issue Fee Transmittal (original & copy)  
☐ Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i)  
☐ Notice of Appeal  
☐ Petition for:     
☐ Request for Continued Examination (RCE)  
☐ Reply Brief (   pgs)  
☐ Request to Rescind Previous Nonpublication Request  
☐ Response to Notice of Missing Parts & Formalities Letter  
☐ Terminal Disclaimer  
☒ Transmittal of Formal Drawings  
☐ Transmittal of Publication Fee Due  
☒ Transmittal Letter  
☒ Check No. 60258 in the Amount of \$822.00  
☐ Check No. in the Amount of

Atty. Docket. No.: 4068.P009D

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	)	
	)	
Busey, et al.	)	Examiner: Unassigned
	)	
Serial No. Unassigned	)	Art Unit: Unassigned
	)	
Filing Date: Herewith	)	
	)	
For: AUTOMATIC CALL DISTRIBUTION	)	
SYSTEM USING COMPUTER	)	
<u>NETWORK-BASED COMMUNICATION</u>	)	
Divisional of	)	
	)	
Serial No. 09/209,800	)	
	)	
<u>Filing Date: December 11, 1998</u>	)	

Box: Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

SUBMISSION OF FORMAL DRAWINGS

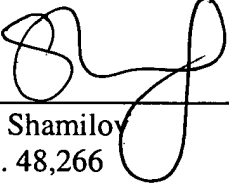
Sir:

Enclosed herewith for filing in the above-identified application are 16 sheets of formal drawings.

If there are any further charges please charge them to Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

  
\_\_\_\_\_  
Saina S. Shamilov  
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Date: September 29, 2003

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